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2 The Honorable Thomas S. Zilly
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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
10 AT SEATTLE

11 DANIEL LEONARD,

12 Plaintiff,

13 v.

14 THE BOEING COMPANY,

15 Defendant.

Case No. 2:19-cv-956-TSZ

**STIPULATED MOTION AND
ORDER TO EXTEND BOEING'S
DEADLINE TO FILE RESPONSIVE
PLEADING**

16 Pursuant to Federal Rule of Civil Procedure 6(b), Plaintiff Daniel Leonard ("Plaintiff")
17 and Defendant The Boeing Company ("Boeing") (together, the "Parties") hereby submit this
18 Stipulated Motion for Extension of Boeing's Deadline to File Responsive Pleading. In support,
19 the Parties state as follows:

20 1. On August 26, 2019, the Court issued a Minute Order granting in part and denying
21 in part Boeing's Motion to Dismiss Plaintiff's Complaint. (Dkt. 19.)

22 2. As to Plaintiff's claim for age discrimination, which the Court dismissed without
23 prejudice, the Court stated that Plaintiff may file an amended complaint within 20 days of its
24 Minute Order—*i.e.*, by September 16, 2019 (*see* Fed. R. Civ. P. 6(a)(1)(C)).

25 3. Plaintiff is continuing to evaluate whether to file an amended complaint and, if he
26 elects to do so, will file an amended complaint on or before September 16, 2019.

4. Under Federal Rule of Civil Procedure 12(a)(4)(A), however, Boeing understands that its current deadline to file a responsive pleading to Plaintiff's operative complaint is September 9, 2019, which is before the deadline by which Plaintiff must decide whether to amend.

5. For efficiency's sake, the Parties agree that Boeing's deadline to respond to the complaint be extended to September 30, 2019—*i.e.*, 14 days after the deadline for Plaintiff to file an amended complaint. If Plaintiff files such an amended complaint, Boeing will answer or otherwise respond to the amended complaint. If Plaintiff elects not to file an amended complaint, Boeing will answer or otherwise respond to the remaining claims in Plaintiff's original complaint.

THEREFORE, the Parties join in asking the Court to set Boeing's deadline to answer or otherwise respond to Plaintiff's complaint as September 30, 2019.

DATED this 5th day of September, 2019.

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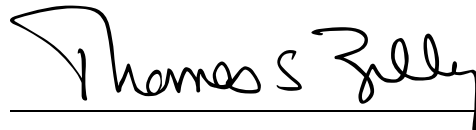
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16 *Attorneys for Defendant The Boeing Company*

17 **PURSUANT TO STIPULATION, IT IS ORDERED** that Defendant's deadline to
18 answer or otherwise respond to Plaintiff's complaint is within 14 days of the filing of any
19 amended complaint, or, if no amended complaint or responsive pleading is filed, by
20 September 30, 2019.

21 DATED this 9th day of September, 2019.

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23 Thomas S. Zilly
24 United States District Judge
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